

**STANLY COUNTY  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
APRIL 18, 2011**

**COMMISSIONERS PRESENT:**

Josh Morton, Chairman  
Jann Lowder, Vice Chairman  
Tony Dennis  
Lindsey Dunevant  
Gene McIntyre

**COMMISSIONERS ABSENT:**

None

**STAFF PRESENT:**

Andy Lucas, County Manager  
Jenny Furr, County Attorney  
Tyler Brummitt, Clerk

**CALL TO ORDER**

The Stanly County Board of Commissioners (the "Board") met in regular session on Monday, April 18, 2011 at 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. Chairman Morton called the meeting to order and Commissioner Dennis gave the invocation.

**APPROVAL / ADJUSTMENTS TO THE AGENDA**

It was requested the closed session be amended to include a consultation with the County Attorney in accordance with G. S. 143-318.11(a)(3) to discuss APGI's public records lawsuit and the County's 401 water quality permit intervention in addition to discussing a personnel issue. Commissioner McIntyre moved to approve the agenda as amended and was seconded by Commissioner Lowder. The motion passed unanimously.

**ITEM # 1 – PUBLIC HEARING - 2009 NC CDBG-RECOVERY PROGRAM GRANT FOR WATER INFRASTRUCTURE IMPROVEMENTS TO LORENE DRIVE AND THE HUDSON MOBILE HOME PARK AREAS**

**Presenter: Michael Walser, Grant Administrator for Hobbs, Upchurch & Associates**

Mr. Walser stated the purpose of the public hearing was to receive approval of an application to the NC Division of Community Investment for funds under the 2009 NC Community Block Grant Recovery Program. The County will be applying for a grant not to exceed \$136,704 to be used to provide water infrastructure improvements with taps and house connections to 23 low to moderate income households located on Lorene Drive and the Hudson Mobile Home Park areas.

Chairman Morton declared the public hearing open. Having no one come forward to speak for or against the application, the hearing was closed.

Commissioner Dennis moved to approve the application for the grant and the associated resolution. His motion was seconded by Commissioner McIntyre and passed with a 5 – 0 vote.

## **ITEM # 2 – PUBLIC HEARING - 2010 NC CDBG CONTINGENCY PROGRAM TO PROVIDE WATER TAPS AND HOUSE CONNECTIONS**

**Presenter: Michael Walser, Grant Administrator for Hobbs, Upchurch & Associates**

Mr. Walser stated that the purpose of the public hearing was to receive approval of an application to the NC Division of Community Investment for funds under the 2010 NC Community Development Block Grant Contingency Program. The County will be applying for a grant not to exceed \$109,836.94 which is to be used to provide water taps and house connections to 40 low to moderate income households within the County.

Chairman Morton declared the public hearing open. Having no one coming forward to speak for or against, the hearing was closed.

By motion, Commissioner McIntyre moved to approve the grant application and associated resolution for the 2010 NC CDBG Contingency Program. The motion was seconded by Commissioner Dennis and passed by unanimous vote.

## **ITEM # 3 – PUBLIC HEARING - SOUTHSIDE ROAD RENAMING**

**Presenter: Karen McDaniel, 911 Director**

911 Director Karen McDaniel addressed the Board stating the purpose of the public hearing was to receive public comment on the renaming of the separated portion of Southside Road located off South Highway 52 Business, approximately 2262 feet north of the Stony Gap Road intersection.

Chairman Morton declared the public hearing open. During this time, Eddie Bowers came forward stating he felt the 911 Communications department was biased in their decision to rename the above mentioned portion of Southside Road, but would like to see the matter resolved tonight without further delay. With no one else coming forward to speak, Chairman Morton declared the public hearing closed.

Commissioner McIntyre moved to accept the Road Naming Committee's recommendation of Moose Farm Road and was seconded by Commissioner Dunevant. The motion passed by a 5 – 0 vote.

## **ITEM # 4 - APPOINTMENT TO THE TOWN OF NORWOOD PLANNING & ZONING BOARD**

**Presenter: Andy Lucas, County Manager**

The Norwood Town Council recommended Mr. Ardie (Art) Smith be appointed to serve as a member of the Norwood Planning & Zoning Board. Mr. Smith will fill the seat vacated by Mr. Paul Cox.

By motion, Commissioner Lowder moved to approve the appointment of Mr. Ardie Smith and was seconded by Commissioner Dennis. The motion was approved by unanimous vote.

#### **ITEM # 5 – TAX ADMINISTRATOR INTERVIEW COMMITTEE**

**Presenter: Andy Lucas, County Manager**

Per the NC G. S. 105-294 and 105-349, the Tax Administrator must be appointed directly by the Board of County Commissioners. It was requested the Board appoint two (2) members to be part of the interview and candidate recommendation committee.

Commissioner McIntyre moved to appoint Vice Chairman Lowder and Commissioner Dennis to the committee. His motion was seconded by Commissioner Dunevant which passed with a 5 – 0 vote.

#### **ITEM # 6 – CONSENT AGENDA**

**Presenter: Chairman Morton**

- A. Minutes – Regular meeting of April 4, 2011
- B. Tax Release & Discovery Report for March 2011
- C. Tax – Refund request for New Technology Investments
- D. Finance – Request acceptance of the “Monthly Financial Report for Nine Months Ended March 31, 2011.”

Commissioner Dennis moved to approve the consent agenda as presented. Vice Chairman Lowder seconded the motion which was approved by unanimous vote.

#### **PUBLIC COMMENT**

James Nance, Jr. came forward and requested with the current Veterans Service Officer resigning, he would like the Board to consider allowing 2 – 3 veterans to participate on the next interview committee. He also thanked Chairman Morton, Vice Chairman Lowder, Commissioner Dennis, and Commissioner McIntyre for the concern they have shown to the veterans of Stanly County.

Annabelle Speight of Oakboro expressed concerns regarding the cuts being considered by both the County and the school system for the upcoming year. She requested the Board look closely at the cuts being made within the County, and encouraged the Board to seek more information regarding the cuts being considered by the school board in the hopes of preventing additional schools from being closed.

Don Page addressed the Board with concerns regarding the assessed tax values of three lots he owns on Sapona Lane and additional concerns that the paperwork necessary to support his

case has been misplaced by the county departments. Because of this, Mr. Page stated he feels the County has an obligation to help search for these records and requested the Board's support in doing so.

#### **GENERAL COMMENTS**

Chairman Morton and Commissioner Dennis congratulated Vice Chairman Lowder on her appointment to the State Community College Board beginning July 1, 2011.

Vice Chairman Lowder wished everyone a safe and Happy Easter holiday.

There were no other comments.

#### **CLOSED SESSION**

Commissioner Dennis moved to recess the meeting to closed session in order to discuss a personnel issue in accordance with G. S. 143-318.11(a)(6), and to consult with the County Attorney regarding APGI's public records lawsuit request and the County's 401 water quality permit intervention. The motion was seconded by Vice Chairman Lowder and passed unanimously at 7:55 p.m.

#### **RECESS**

With no further business presented, Commissioner McIntyre moved to recess the meeting until Monday, May 2, 2011 at 5:30 p.m. for a joint dinner meeting with the Library Board of Trustees. The motion was seconded by Commissioner Dennis and passed by unanimous vote at 8:20 p.m.

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**Joshua J. Morton, Jr.**

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**Tyler Brummitt, Clerk**